

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

-----X
MINHYE PARK,

Plaintiff,

-against-

DAVID DENNIS KIM, M.D.,

Defendant.
-----X

Index No.: 1:20-cv-02636

**DECLARATION IN
SUPPORT OF MOTION
TO COMPEL**

HAYLEY NEWMAN declares under the penalty of perjury as follows:

I am a partner of the law firm of HEIDELL, PITTONI, MURPHY & BACH, LLP, counsel for Defendant DAVID DENNIS KIM, M.D. I am fully familiar with the facts set forth below based on my review of the file maintained by this office for the defense of this action.


1. Attached as Exhibit A is a true and correct copy of the Summons and Complaint.
2. Attached as Exhibit B is a true and correct copy of Defendant's Answer.
3. Attached as Exhibit C is a true and correct copy of Defendant's First Set of Interrogatories and First Demand for the Production of Documents.
4. Attached as Exhibit D is a true and correct copy of Plaintiff's Response to Defendant's First Demand for Interrogatories and her Rule 26 Disclosures.
5. Attached as Exhibit E is a true and correct copy of Defendant's Letter to Plaintiff date February 8, 2021.
6. Attached as Exhibit F is a true and correct copy of Defendant's Letter to Plaintiff dated March 9, 2021.

7. Attached as Exhibit G is a true and correct copy of Defendant's Letter to Plaintiff dated April 29, 2021.
8. Attached as Exhibit H is a true and correct copy of Defendant's Second Demand for Production of Documents.
9. Attached as Exhibit I is a true and correct copy of Defendant's Letter to Plaintiff dated June 21, 2021.
10. Attached as Exhibit J is a true and correct copy of Plaintiff's medical records from her treatment with Dr. Kim.
11. Attached as Exhibit K is a true and correct copy of Plaintiff's First Request for Admission.
12. Attached as Exhibit L is a true and correct copy of Defendant's Letter to Plaintiff dated March 9, 2021 concerning Plaintiff's First Request for Admissions.
13. Attached as Exhibit M is a true and correct copy of the Sharefile Receipt documenting that plaintiff's counsel was sent Dr. Kim's chart on February 10, 2021.

Dated: New York, New York
July 29, 2021

Respectfully submitted,

HEIDELL, PITTONI, MURPHY & BACH, LLP

By: 

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DAVID DENNIS KIM, M.D.

TO: **VIA ECF**
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